

## **MINUTES -- OCTOBER 21, 1997**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 21<sup>st</sup> day of October, 1997, the Commissioners' Court convened the Voting Session at 9:12 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 12:09 PM.

The Commissioners' Court, meeting as the Corporation Board of Directors, convened the Corporation Voting Session at 1:36 PM and adjourned at 2:07 PM.

The Commissioners' Court reconvened the Voting Session at 2:08 PM.

The Commissioners' Court retired to Executive Session at 6:54 PM and reconvened the Voting Session at 8:22 PM.

The Commissioners Court adjourned the Voting Session at 8:25 PM.

**RESOLUTIONS & HEARINGS**

- 1. APPROVE PROCLAMATION DESIGNATING THE WEEK OF OCTOBER 19 - 25, 1997 "WEEK WITHOUT VIOLENCE" IN TRAVIS COUNTY, IN CONJUNCTION WITH THE INTERNATIONAL WEEK WITHOUT VIOLENCE CAMPAIGN. (9:17 AM)

**Members of the Court heard from:** Melissa Zuniga, Director of Development, YWCA.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve the Proclamation.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	absent
County Judge Bill Aleshire	-	yes

- 2. APPROVE TEMPORARY ROAD CLOSURE OF PATTERSON ROAD ADJACENT TO BARTON CREEK ELEMENTARY SCHOOL FOR THE ANNUAL BARTON CREEK ELEMENTARY CARNIVAL. (9:21 AM)

**Motion by** Commissioner Bristol and **seconded by** Commissioner Sonleitner that the Public Hearing be opened.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	absent
County Judge Bill Aleshire	-	yes

**Members of the Court heard from:** Joe Gieselmann, Executive Manager, Transportation and Natural Resources (TNR).

**ITEM 2 CONTINUED**

**Motion by** Commissioner Bristol and **seconded by** Commissioner Sonleitner that the Public Hearing be closed.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	absent
County Judge Bill Aleshire	-	yes

**Clerk's Note:** Item 2 is Consent Item C13. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

**CITIZENS' COMMUNICATION**

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Chuck Belisle, Assistant Purchasing Agent; and Carol Eaton, parent of a student in the Del Valle Independent School District. (9:22 AM)

**CONSENT ITEMS**

**3. Motion by** Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve the following Consent Items: 14.A and B, 19, 20 and C1 - C13, excluding C11. (9:30 AM)

**Motion carried:** Precinct 1, Commissioner Samuel T. Biscoe - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Valarie Scott Bristol - yes  
Precinct 4, Commissioner Margaret J. Gómez - absent  
County Judge Bill Aleshire - yes

**Motion by** Judge Aleshire and **seconded by** Commissioner Sonleitner to reconsider the Consent Motion in regard to Item 20; re-approve Item 20 (Claims and Investments) but add an additional claim in the amount of \$779.61. (2:08 PM)

**Motion carried:** Precinct 1, Commissioner Samuel T. Biscoe - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Valarie Scott Bristol - yes  
Precinct 4, Commissioner Margaret J. Gómez - yes  
County Judge Bill Aleshire - yes

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.**
  - A.** CONSIDER AND TAKE ACTION ON AMENDMENT TO RSVP CONTRACT WITH CORPORATION FOR NATIONAL SERVICE.
  - B.** CONSIDER AND TAKE ACTION ON AMENDMENT TO RSVP CONTRACT WITH CORPORATION FOR NATIONAL SERVICE TO DEOBLIGATE FUNDS.
- C4.** APPROVE BUDGET AMENDMENTS AND TRANSFERS.
- C5.** APPROVE PERSONNEL AMENDMENTS.
- C6.** APPROVE CONTRACT AWARD FOR THE PROVISION OF THE EXTRADITION AND TRANSPORTATION SERVICES, RFP R970155-OJ, TO THE SOLE, QUALIFIED RESPONDENT, TRANSCOR AMERICA, INC.

**CONSENT ITEMS CONTINUED**

- C7.** APPROVE CONTRACT AWARD FOR THE PROVISION OF RUBBER STAMPS, IFB B970152-RG, TO THE LOW QUALIFIED BIDDER, CITY STAMP & SEAL CO., IN THE AMOUNT OF \$5,467.20.
  
- C8.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES AS OUTLINED IN IFB#B970714, 1997 SIDEWALK IMPROVEMENTS, TO THE LOW, QUALIFIED BIDDER, MUNIZ CONCRETE AND CONTRACTING IN THE AMOUNT OF \$188,944.20.
  
- C9.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES AS OUTLINED IN IFB# B970703-JJ, 1996 BRIDGE REPLACEMENT PROJECT TO THE SOLE, QUALIFIED BIDDER, JAY-REESE CONTRACTORS IN THE AMOUNT OF \$1,281,719.35 AND APPROVE BUDGET AMENDMENT FOR FY 1998 PRE-ENCUMBRANCE.
  
- C10.** APPROVE RELEASE OF TITLES ON FOUR (4) WATER TRUCKS TO CHINATOWN WATER WORKS.
  
- C11.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: PICADILLY RIDGE PHASE TWO SECTION TWO - (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 41 LOTS - 6.42 ACRES - LOCK LINNE LOOP). (9:13 AM)

Item C11 postponed until October 28, 1997.

- C12.** APPROVE A PUBLIC HEARING DATE OF NOVEMBER 18, 1997 FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT WEST OF TORO CANYON ROAD APPROXIMATELY 400' SOUTH OF BUCKMAN MOUNTAIN ROAD TO "FOSSIL RIM ROAD" IN PRECINCT THREE.
  
- C13.** APPROVE A TEMPORARY ROAD CLOSURE OF PATTERSON ROAD ADJACENT TO BARTON CREEK ELEMENTARY SCHOOL FOR THE ANNUAL BARTON CREEK ELEMENTARY CARNIVAL.

**COUNTY POLICIES AND PROCEDURES**

- 4. A. ADOPT AMENDMENTS TO CHAPTER 10, TRAVIS COUNTY POLICY AND PROCEDURES MANUAL, PAY AND COMPENSATION POLICIES. (9:15 AM) (9:52 AM)

**Members of the Court heard from:** Carlotta Valdez, Compensation Manager, Human Resources Management Department (HRMD); Frank Wagner, Compensation Specialist, HRMD; Lynne Andrus, Compensation Specialist, HRMD; David Escamilla, First Assistant County Attorney; Kevin Miskell, Constable, Precinct 3; Bob Vann, Constable, Precinct 2; Phil Koepp, Program Manager, Parks, TNR; Margo Frasier, Travis County Sheriff; Alicia Perez, Executive Manager, Administrative Operations; and Christian Smith, Executive Manager, Planning and Budget Office (PBO).

Discussion Only.

- B. UPDATE AND APPROVE METHODOLOGY FOR COUNTY EMPLOYEE SALARY SURVEY AND GIVE STAFF DIRECTION, AND TAKE APPROPRIATE ACTION. (9:15 AM) (9:52 AM)

**Members of the Court heard from:** Carlotta Valdez, Compensation Manager, HRMD; Frank Wagner, Compensation Specialist, HRMD; Lynne Andrus, Compensation Specialist, HRMD; David Escamilla, First Assistant County Attorney; Kevin Miskell, Constable, Precinct 3; Bob Vann, Constable, Precinct 2; Phil Koepp, Program Manager, Parks, TNR; Margo Frasier, Travis County Sheriff; Alicia Perez, Executive Manager, Administrative Operations; and Christian Smith, Executive Manager, PBO.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Sonleitner to place the Park Rangers on the POPS scale. The Park Rangers at 82, equivalent to Deputy; the Park Ranger Supervisors at 84, equivalent to Senior Deputy; and the District Park Rangers at 86, equivalent to Sergeant.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

### ITEM 4 CONTINUED

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Biscoe to adopt the Plan F POPS scale with the correction that Parks Ranger would be an 82 instead of an 81, to add the shaded areas to recognize fewer years of experience but still have a place on the POPS scale.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

### ADMINISTRATIVE ITEMS

5. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER AMENDING CHAPTER 23, INVESTMENT POLICIES AND PROCEDURES OF THE TRAVIS COUNTY POLICIES, PROCEDURES, AND REGULATIONS MANUAL IN COMPLIANCE WITH THE 1997 LEGISLATIVE AMENDMENTS. (9:15 AM) (9:22 AM)

Item 5 postponed until October 28, 1997.

6. APPROVE VARIANCE TO TRAVIS COUNTY POLICIES AND PROCEDURES CHAPTER 82.202 (d), IN PRECINCT ONE, FOR THE PROPOSED SILVER SPUR ACRES SUBDIVISION. (9:15 AM) (9:30 AM) (6:54 PM) (8:22 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; Vince Hebing, representing property owner; Jeffrey Sanderson, property owner; Debbie Sanderson, property owner; and Gordon Bowman, Assistant County Attorney.

Judge Aleshire announced that Item 6 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 6, 10, 21, 25, 29, 30, and 31. Please refer to Item 21 for a summary of the Court's action on this motion.

- 7. A. ADOPT MASTER SCHEDULE OF FY 1998 AND FY 1999 BOND (INCLUDING CERTIFICATES OF OBLIGATION) PROJECTS INCLUDING ANTICIPATED (1) AMOUNTS FOR INDIVIDUAL PROJECTS TO BE BOND FUNDED, (2) DATE OR DATES FOR BOND ISSUANCE AND AMOUNTS OF EACH BOND ISSUE, (3) DATES FOR FORMAL APPROVAL OF CONTRACTS FOR BOND PROJECTS, (4) INDIVIDUAL FINANCING PERIODS FOR EACH CONTRACT, AND (5) DATE OF COMPLETION OF EACH BOND PROJECT. (9:15 AM) (11:02 AM) (2:26 PM)

Discussion Only.

- B. ADOPT NECESSARY ORDERS, GIVE STAFF DIRECTION, AND TAKE ANY AND ALL ACTIONS NECESSARY TO PROCEED WITH ISSUANCE AND SALE OF BONDS AND CERTIFICATES OF OBLIGATION, TO AUTHORIZE APPROPRIATE LEASE-PURCHASE AGREEMENTS, AND APPROVAL OF CONTRACTS FOR ROAD, PARK, FACILITY AND EQUIPMENT PROJECTS DURING FY 1998. (9:15 AM) (11:02 AM) (2:26 PM) ) (6:24 PM)

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Gómez to approve the Order for \$16,174,050 for the 1998 Certificates of Obligation (CO) budget for the IJS project.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Item 7.B to be reposted on October 28, 1997.

- C. ADOPT AND/OR AFFIRM BUDGETS FOR VOTER-APPROVED BONDS FROM PRIOR YEARS AND FOR NOVEMBER, 1997 BONDS. (9:15 AM) (11:02 AM) (2:26 PM)

Discussion Only.

Item 7.C to be reposted on October 28, 1997.

**ITEM 7 CONTINUED**

**D. ADOPT BUDGETS FOR CERTIFICATES OF OBLIGATION TO BE ISSUED  
DURING FY 1998. (9:15 AM) (11:02 AM) (2:26 PM)**

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Leroy Nellis, Budget Manager, PBO; Christian Smith, Executive Manager, PBO, Belinda Poppa, Planner, Facilities Management; Susan Spataro, Travis County Auditor; Ladd Patilla, Outside Bond Counsel; Jim Collins, Executive Assistant County Attorney; Barbara Wilson, Assistant County Attorney; and David Escamilla, First Assistant County Attorney.

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Sonleitner to adopt the Certificates of Obligation (CO) budget of \$16,174,050.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

8. DISCUSS AND TAKE APPROPRIATE ACTIONS REGARDING THE INTEGRATED JUSTICE SYSTEM (IJS):

A. RECEIVE AND DISCUSS RECOMMENDATION OF THE INTEGRATED JUSTICE SYSTEM NEGOTIATING TEAM; (9:15 AM) (4:12 PM)

**Members of the Court heard from:** David Escamilla, First Assistant County Attorney; Dinah Dinwiddie, Executive Manager, Criminal Justice Planning (CJP); Frank Curcio, Director, Information and Telecommunications Systems (ITS); Neal Nolan, Representative, IBM; Christian Smith, Executive Manager, PBO; Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; Brad Powell, Assistant Director ITS; and Ron Shroer, IJS Project Manager, ITS.

Discussion Only.

B. DISCUSS IJS BUDGET, GIVE STAFF DIRECTION, AND TAKE APPROPRIATE ACTION TO FACILITATE FUNDING AND PURCHASE OF THE INTEGRATED JUSTICE SYSTEM; (9:15 AM) (4:12 PM)

**Members of the Court heard from:** David Escamilla, First Assistant County Attorney; Dinah Dinwiddie, Executive Manager, CJP; Frank Curcio, Director, ITS; Neal Nolan, Representative, IBM; Christian Smith, Executive Manager, PBO; Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; Brad Powell, Assistant Director ITS; and Ron Shroer, IJS Project Manager, ITS.

Discussion Only.

C. APPROVE RESOLUTION EXPRESSING INTENT TO FINANCE EXPENDITURES TO BE INCURRED. (4:07 PM)

**Members of the Court heard from:** David Escamilla, First Assistant County Attorney.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve the resolution.

<b>Motion carried:</b>	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	absent
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

**ITEM 8 CONTINUED**

**D. DISCUSS AND APPROVE CONTRACTS WITH THE FOLLOWING:**  
 (A) INTERNATIONAL BUSINESS MACHINES (IBM)); (B) AQUINECK  
 MANAGEMENT ASSOCIATES, LTD. (AMA); (C) TIBURON, INC.; (D)  
 DIGITAL DESCRIPTOR SYSTEMS, INC. (DDSI); AND (E) PROGRESS, (F)  
 QIV, AND (G) INACOM, AND OTHERS AS NECESSARY FOR THE  
 PURCHASE OF THE INTEGRATED JUSTICE SYSTEM. (9:15 AM) (4:12 PM)

**Members of the Court heard from:** David Escamilla, First Assistant County Attorney; Dinah Dinwiddie, Executive Manager, CJP; Frank Curcio, Director, ITS; Neal Nolan, Representative, IBM; Christian Smith, Executive Manager, PBO; Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; Brad Powell, Assistant Director ITS; and Ron Shroer, IJS Project Manager, ITS.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve, under Item 8.D., A, B, C, F and G (today) subject to restrictions for authority to sign upon approval by the County Attorney.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**Clerk's Note:** Items 8.A, B, and D are associated with one another and were called for concurrent discussion.

**9. DISCUSS AND APPROVE A REQUEST BY THE TRAVIS COUNTY COMMISSIONERS COURT FOR THE STATE COMPTROLLER TO UNDERTAKE A COMPLETE PERFORMANCE AUDIT OF CAPITAL METRO. (2:09 PM)**

**Motion by** Commissioner Gómez and **seconded by** Commissioner Biscoe to approve Item 9 as stated.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**10. RECEIVE STATUS REPORT ON SECURITY ISSUES AT COMMUNITY JUSTICE CENTER, AND TAKE APPROPRIATE ACTION. (9:16 AM) (6:54 PM) (8:22 PM)**

Judge Aleshire announced that Item 10 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 6, 10, 21, 25, 29, 30, and 31. Please refer to Item 21 for a summary of the Court's action on this motion.

- 11. RECEIVE STAFF RECOMMENDATIONS FOR PROCESS, MEMBERSHIP AND STAFFING SUPPORT FOR AN ADVISORY COMMITTEE TO REVIEW AND PROPOSE CHANGES IN THE RULES RELATING TO ON-SITE SEWAGE FACILITIES. (2:12 PM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; and Mary Bell Lockhart, R.S., Manager, Austin-Travis County Health and Human Services Department.

**Motion by** Judge Aleshire and **seconded by** Commissioner Gómez to re-draft the charter to provide for Item #4, with the subject of public input being listed first, making it clear that public input and open processes will occur from the beginning. Hearings will be held in each of the Commissioners' precincts with plans for those hearings to be in conjunction with the Commissioners' Court. Those hearings may include not only the proposed revisions but also any comments that anybody wants to make about the current operation of the regulatory program for private sewage facilities. In Item #5, strike the words "Austin and", keep "residents of Travis County". Indicate, in the charter, that the anticipated draft report date will be January 31<sup>st</sup> with an anticipated final report date of February 28<sup>th</sup> (which is subject to the committee's recommendation for a final schedule). Add to the charter that the committee will select its own Chair from its members and the suggested membership be amended to cite items one through eight as suggested categories for appointment. Strike "five appointed by the Commissioners' Court and three by the Austin City Council". Substitute "15 would be appointed by the Commissioners' Court with each Court member nominating three, two by the Austin City Council, one by the Lower Colorado River Authority (LCRA) subject to confirmation from LCRA that they are able to and want to participate, one by the Aquifer District, one by the City of San Leana and one by a small city in Travis County that does not have a local on-site ordinance but is within the ETJ and whose systems are installed under these rules".

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 12. DISCUSS AND DIRECT INFORMATION AND TELECOMMUNICATIONS SYSTEMS DEPARTMENT (ITS) TO PROVIDE SPECIAL PROGRAMMING SO THAT THE COUNTY AUDITOR MAY VIEW DETAILED INFORMATION ON COUNTY CLERK MENTAL HEALTH REVENUES WITHOUT COMPROMISING THE CONFIDENTIALITY OF THE PATIENTS. (5:50 PM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk; Frank Curcio, Director, ITS; and Susan Spataro, Travis County Auditor.

Discussion Only.

Item 12 to be reposted on October 28, 1997.

- 13. A. APPROVE PRINTING OF OVER 500 COPIES OF INFORMATION BROCHURE ENTITLED "TRAVIS COUNTY BOND ELECTION PARK DEVELOPMENT AND MKT TRAIL". (5:57 PM)

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve Item 13.A as stated.

**Maker and Second accept the Friendly Amendment by** Commissioner Sonleitner to place a cap of 2500 on the number of information brochures to be printed.

**Acceptance of the Friendly Amendment was made by** Commissioner Biscoe.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	no

- B. DISCUSS OTHER ISSUES RELATED TO THE CONDUCT OF THE NOVEMBER 4, 1997 ELECTIONS. (5:57 PM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk.

No action taken on Item 13.B

Item 13.B to be reposted on October 28, 1997.

**14. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:16 AM) (9:30 AM)**

**A. APPROVE GRANT APPLICATION FOR CAPITAL AREA PLANNING COUNCIL (CAPCO) SOURCE REDUCTION AND RECYCLING GRANT, FOR TNR DEPARTMENT. (9:30 AM)**

Item 14.A added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

**B. APPROVE GRANT APPLICATION FOR CAPITAL AREA PLANNING COUNCIL (CAPCO) SOLID WASTE LOCAL ENFORCEMENT GRANT, FOR TNR DEPARTMENT. (9:30 AM)**

Item 14.B added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

**C. APPROVE AMENDMENT TO INTERLOCAL AGREEMENT WITH CAPITAL AREA PLANNING COUNCIL FOR ADDRESSING MAINTENANCE AND 911 EMERGENCY COMMUNICATION COORDINATOR. (9:16 AM)**

Item 14.C postponed until October 28, 1997.

- 15. APPROVE CONTRACT AWARD FOR THE PROVISION OF THE ROLLING OWNER CONTROLLED INSURANCE PROGRAM, RFP R970153-OJ, TO THE QUALIFIED RESPONDENT, CNA RISK MANAGEMENT, IN THE ESTIMATED AMOUNT OF \$566,347.00 FOR 31 MONTHS OR \$66,000,000.00 OF CONSTRUCTION, PLUS LOSS ADJUSTMENT EXPENSE AND DEDUCTIBLE. (6:10 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Daniel Mansour, Risk Manager, HRMD; Tommy Martin, Account Representative, Marsh McLennan; Oralia Jones, Buyer III, Purchasing; Chuck Cochran, CNA Insurance; and Barbara Wilson, Assistant County Attorney.

Discussion Only.

- 16. APPROVE AND/OR GIVE STAFF DIRECTION REGARDING COMMENCEMENT OF NEGOTIATIONS WITH LAW ENGINEERING, INC., FOR PROFESSIONAL A/E SERVICES, RE-ROOF DESIGN OF THE COUNTY FACILITY AT 1101 NUECES STREET. (6:25 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and Belinda Poppa, Planner, Facilities Management.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe for authorization to negotiate in Item 16.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 17. APPROVE CONTRACT AWARD FOR THE SALE OF THE TRAVIS COUNTY SOLID WASTE DISPOSAL SYSTEM, IFB# B970029SG, TO THE HIGH, QUALIFIED BIDDER, TEXAS DISPOSAL SYSTEMS LANDFILL, INC. FOR THE PRICE OF \$230,250.00. (9:13 AM)

Item 17 postponed until October 28, 1997.

18. AFFIRM URBAN TRANSPORTATION PLANNING CONTRACT WITH THE AUSTIN TRANSPORTATION STUDY POLICY ADVISORY COMMITTEE AND APPROVE AMENDMENT TO THE CONTRACT AND ACCEPT NEW GRANT FUNDS. (6:27 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 18.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

19. APPROVE ALTERNATE FISCAL FOR RIVER PLACE SEC. 21, SUBDIVISION IN PRECINCT TWO. (9:30 AM)

Item 19 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

20. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:30 AM) (2:08 PM)

Item 20 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

**Clerk's Note:** There was a motion to reconsider the Consent Motion in regard to Item 20. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's action on this motion.

**EXECUTIVE SESSION ITEMS**

**Note 1** - Gov't Code Ann 551.071, Consultation with Attorney

**Note 2** - Gov't Code Ann 551.072, Real Property

**Note 3** - Gov't Code Ann 551.074, Personnel Matters

- 21.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; USDC NUMBER 1-94 CA-561-SC, AND TAKE APPROPRIATE ACTION.<sup>1</sup> (6:54 PM) (8:22 PM)

Judge Aleshire announced that Item 21 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 6, 10, 21, 25, 29, 30, and 31.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve the following Items as summarized below:

- 6.** No action taken on Item 6.
- 10.** Authorize the County Attorney's Office to give Notice of Default on the contract, pursuant to the Court's discussion in Executive Session.
- 21.** No action taken on Item 21.
- 25.** Reject their offer and counter in the amount of \$41,250.00.
- 29.** Authorize the County Attorney's Office to pursue mediation in this case.
- 30.** Accept the offer of \$8,900 per acre. Item 30 to be reposted on October 28, 1997.
- 31.** Item 31 to be reposted on October 28, 1997. The Court indicates their intention to continue with negotiations, hopefully for conclusion, for the Northeast Park

**Maker accept the Friendly Amendment, regarding Item 10, by** Commissioner Biscoe to contact Wackenhut regarding the Notice of Default and to indicate to the State that the Court expects to see the razor wire constructed with the roll fence in front of the facility as outlined in the plan. However, that would not be the limit of the necessary actions to be taken to cure the default.

**Acceptance of the Friendly Amendment was made by** Judge Aleshire.

<b>Motion carried:</b>	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

22. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: ROSIE CAROTHERS V. MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY, TEXAS, (TEXAS TORT CLAIMS ACT, PREMISES, AND PERSONAL INJURY). (PEREZ)<sup>1</sup>  
(2:27 PM) (6:54 PM)

Item 22 postponed until October 28, 1997.

23. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: JUDY FRANCES PAINTER V. ESCO ELEVATORS CORPORATION, MONTGOMERY KONE, INC. F/K/A/ MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY. (PAINTER; PEREZ; TEXAS TORT CLAIMS ACT, PREMISES AND PERSONAL INJURY)<sup>1</sup>  
(2:27 PM) (6:54 PM)

Item 23 postponed until October 28, 1997.

24. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: LLOYD DEAN LOWRY V. TRAVIS COUNTY, TEXAS (GIESELMAN; TEXAS TORT CLAIMS ACT; PERSONAL INJURY)<sup>1</sup> (6:54 PM)

Item 24 postponed until October 28, 1997.

25. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND ON CIP PROJECT 2-019, PARCEL NO. 4, BARBARA BOHLS FREEMAN, AND TRAVIS COUNTY, TEXAS; (BOHLS FREEMAN; GIESELMAN; CONDEMNATION).<sup>1</sup> (6:54 PM) (8:22 PM)

Judge Aleshire announced that Item 25 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 6, 10, 21, 25, 29, 30, and 31. Please refer to Item 21 for a summary of the Court's action on this motion.

26. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN CHARLOTTE WEAVER, AND TRAVIS

COUNTY, TEXAS; (WEAVER; GIESELMAN; CONDEMNATION).<sup>1</sup> (2:27 PM) (6:54 PM)

Item 26 postponed until October 28, 1997.

27. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 3-006B, PARCEL #66 AND 66E; PROPOSED MANCHACA ROAD; (OWNER: CALGON TANGLEWOOD, LTD; SANFORD L. HURWITZ, DONALD HURWITZ AND ALVIN M. HURWITZ; GIESELMAN; CONDEMNATION).<sup>2</sup> (9:13 AM) (6:54 PM)

Item 27 postponed until October 28, 1997.

28. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT OR REJECT SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION IN CUMMINS, TWC# 97-048648.<sup>1</sup> (6:54 PM)

Item 28 postponed until October 28, 1997.

29. GIVE STAFF DIRECTION REGARDING TRAVIS COUNTY PARTICIPATION IN MEDIATION REGARDING EEOC COMPLAINT #31C971030. (PEREZ)<sup>1</sup> (6:54 PM) (8:22 PM)

Judge Aleshire announced that Item 29 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 6, 10, 21, 25, 29, 30, and 31. Please refer to Item 21 for a summary of the Court's action on this motion.

**THE FOLLOWING WERE ADDED:**

- 30. DISCUSS POTENTIAL LAND ACQUISITION FOR PROPOSED SOUTHEAST DISTRICT PARK IN PRECINCT FOUR, AND TAKE APPROPRIATE ACTION. <sup>2</sup>  
(6:54 PM) (8:22 PM)

Judge Aleshire announced that Item 30 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 6, 10, 21, 25, 29, 30, and 31. Please refer to Item 21 for a summary of the Court's action on this motion.

- 31. RECEIVE BRIEFING AND CONSIDER OPTION AND PURCHASE AGREEMENTS FOR ACQUISITION OF REAL PROPERTY IN CONNECTION WITH DEVELOPMENT OF NORTHEAST TRAVIS COUNTY PARK IN PRECINCT TWO. <sup>1</sup> & <sup>2</sup> (6:54 PM) (8:22 PM)

Judge Aleshire announced that Item 31 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 6, 10, 21, 25, 29, 30, and 31. Please refer to Item 21 for a summary of the Court's action on this motion.

**THE FOLLOWING IS AN ADDENDUM:**

- A.1 CONSIDER PERSONNEL AMENDMENT FOR PURCHASING DEPARTMENT.  
(6:30 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Compensation Manager, HRMD; Cyd Grimes, Travis County Purchasing Agent; and Darwin McKee, Assistant County Attorney.

**Motion by** Judge Aleshire and **seconded by** Commissioner Bristol to approve, pursuant to advice of the County Attorney, the personnel amendment of the Assistant Purchasing Agent at the recommended salary.

<b>Motion carried:</b>	Precinct 1, Commissioner Samuel T. Biscoe	-	abstain
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

**ADJOURNMENT**

**Motion by** Judge Aleshire and **seconded by** Commissioner Sonleitner to adjourn the Voting Session. (8:25 PM)

**Motion carried:** Precinct 1, Commissioner Samuel T. Biscoe - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Valarie Scott Bristol - yes  
Precinct 4, Commissioner Margaret J. Gómez - yes  
County Judge Bill Aleshire - yes

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**